

**Tucson Unified School District No. 1  
Governing Board Regular Meeting  
Board Room, Morrow Education Center  
1010 East Tenth Street  
Tucson, Arizona**

**May 11, 2004  
6:30 p.m.**

**MINUTES**

**Present:**

Joel T. Ireland, President  
Judy Burns, Clerk  
Bruce Burke, Member  
Adelita Grijalva, Member  
Mary Belle McCorkle, Ed.D., Member  
Ilham Hobba, Student Advisory Council Representative

**Also Present:**

Roger Pfeuffer, Superintendent Designee  
Jane Butler, Senior Legal Counsel  
Patti Lopez, Ed.D., Deputy Superintendent/Chief Academic Officer  
Judith Knight, Ph.D., Chief Business Officer  
Marla Motove, Chief Development Officer  
David Krueger, Ph.D., Chief Accountability Officer  
Anna Rivera, Ph.D., Senior Academic Officer – Leadership  
Harriet Scarborough, Ph.D., Senior Academic Officer – Professional Development and  
Academics  
Pat Beatty, Executive Director, Financial Services  
Susan Wybraniec, Executive Director, Human Resources  
Galt Pettett, Director, Employee Relations  
Miguel Cuevas, Student Advisory Council Member  
Jeffrey Davis, Student Advisory Council Member  
Sean Kelly, Educators Preferred Corporation  
Norma Johnson, Policy Coordinator  
Bridget Auvenshine, Director of Staff Services to the Governing Board  
Mary Alice Wallace, Senior Staff Assistant II to the Governing Board  
Robert Hersch, Executive Director, Educational Leaders, Inc.  
Paul Karlowicz, President, Tucson Education Association  
Rosalba Meza, Vice President, Tucson Education Association  
Linda Hatfield, President, Communication Workers of America  
Julie Wanat, Co-Moderator, School Community Partnership Council  
Sarah Gassen, *Arizona Daily Star*  
TV Channels 4 and 13

## ITEM

## ACTION

REGULAR MEETING CALLED TO ORDER – 6:45 P.M.

No action required.

### PLEDGE OF ALLEGIANCE

Judy Burns led the Pledge of Allegiance.

No action required.

### AWARDS AND RECOGNITION

Roger Pfeuffer recognized the following counselors who were honored by the Arizona School Counselor Association: **Beverly Elliott**, Palo Verde High Magnet School, as the 2004 High School Counselor of the Year; **Saul Ostroff**, Jefferson Park Elementary School, as the 2004 Elementary School Counselor of the Year; and **Arlene Doran**, Soleng Tom Elementary School, as the 2003 Elementary School Counselor of the Year.

No action required.

Mr. Pfeuffer also recognized **Ken Freed**, who was recently honored by the Arizona Education Association with the Christa McAuliffe “*I Touch the Future, I Teach*” Award.

The following item was taken out of order on the agenda.

### INFORMATION ITEM

2. Student Advisory Council (SAC)

No action required.

b) Presentation of Certificates of Recognition by the Board

Joel Ireland presented Certificates of Recognition to the students who had represented SAC during the 2003-2004 school year: **Ilham Hobba, Miguel Cuevas**, and **Jeffrey Davis**.

### CALL TO THE AUDIENCE

No action required.

**Linda Hatfield** – Board support for the MOU, and the dues deductions to be handled

**Jennifer McCreight** – Request reconsideration of the Board’s non-renewal of the Steele Elementary School principal

**Paul Karlowicz** – Request for the Board to approve the three Task Force recommendations on the agenda and offer support to the Superintendent (Designee) to promote collaboration with TEA

**Rosalva Meza** – Update on training sessions for school councils

**Antwan Beaden-Leach** – Catalina Magnet/Traditional Studies program funding and continuity

**Richard Johnson** – Catalina High Magnet School Traditional Program funding and development

**Tracy Zacker** – Support for Mrs. Crowell, Principal, Steele Elementary School

## ITEM

## ACTION

### CALL TO THE AUDIENCE (Continued)

**Kendall Gerdes** – Permission for groups other than top 20 scholars and National Honor Society to wear Honor Cords at Sahuaro High School's graduation

**Richard Lippman** – Steele Faculty Member; requests an interim principal who will work with the faculty at Steele

**Bernabe Flores** – Request to not close Keen School

**Michael Manchenton** – Board members' actions regarding closing of Keen Elementary School

**Jennifer Dempsey** – Sahuaro Site Council Community Representative; Site Council's unanimous vote that Mark Tselentis not be placed back at Sahuaro as varsity baseball coach or in any other capacity

**Terri Vos** – Request for support of the Lineweaver OMA Project

**Thomas King** – Sahuaro baseball player parent expressing support for current Coach Chandler

**Robert Scott** – Sahuaro baseball player parent expressing support for current Coach Chandler; does not want Mr. Tselentis back at Sahuaro

**Doug McCoy** – Former Sahuaro boys and girls coach; support for current Coach Chandler and criticism of Coach Tselentis

Joel Ireland advised that anyone who had filled out a card and did not get to speak would be put on the list for the June 24<sup>th</sup> meeting.

The following persons who had called prior to the meeting but had not submitted a Speaker card did not appear when their names were called by the Board President: Linda Holert and Ashley Guthrie.

REGULAR MEETING RECESSED – 7:35 p.m.

PUBLIC HEARING – Revision of the FY 2003-2004 Tucson Unified School District Annual Expenditure Budget, in accordance with A.R.S. §15-905

Joel Ireland declared the Public Hearing on the revision of the budget to be open and invited anyone who wished to speak to fill out and submit a speaker card.

There were no speakers for the Public Hearing. Therefore Joel Ireland declared the Public Hearing closed.

REGULAR MEETING RECONVENED – 7:37 p.m.

**ITEM**

**ACTION**

**ACTION ITEM**

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| 1. Revision of the FY 2003-2004 Tucson Unified School District Expenditure Budget in accordance with A.R.S. §15-905<br><br>Roger Pfeuffer recommended approval. | Bruce Burke moved approval, Judy Burns seconded, approved unanimously. |
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**INFORMATION ITEMS**

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| 2. Student Advisory Council (SAC)<br><br>a) Report from SAC Representative<br><br>Ilham Hobba presented the Student Advisory Council report.<br><br>Joel Ireland commented.   | Information only.<br>No action required.   |
| 3. Report by Cholla High Magnet School Students on Research Conducted to Address Inequities that Students of Color Experience at Cholla   | Removed from the agenda pending further preparation.   |
| 4. Employee Severance Plan Research<br><br>Roger Pfeuffer, Sean Kelly of Educators Preferred Corporation and Pat Beatty presented information to the Board.<br><br>Board members asking questions and/or commenting were Mary Belle McCorkle, Joel Ireland, Bruce Burke and Adelita Grijalva. | Information only.<br>No action required.<br>Board requested a follow up presentation at the June 24, 2004 Regular Board Meeting. |
| 5. Summary of Selected Financial Activity and Supplemental Information for the Nine Months Ending March 31, 2004<br><br>There were no comments or questions.  | Information only.<br>No action required.   |

**ITEM**

**ACTION**

**CONSENT AGENDA**

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|----|---|---|
| 6. | a) New positions/replacements/reinstatements of certificated personnel for the 2003-2004 school year  | Judy Burns moved approval of the Consent Agenda             |
|    | b) New hires/replacements/reinstatements of classified personnel for the 2003-2004 school year  | Mary Belle McCorkle seconded.                               |
|    | c) Contract changes for certificated personnel for the 2003-2004 school year  |   |
|    | e) Separations of certificated personnel for the 2003-2004 school year  |   |
|    | f) Separations of classified personnel for the 2003-2004 school year  | Adelita Grijalva requested that 6(d) be pulled.             |
|    | g) Requests for leave of absence and issuance of contracts for certificated personnel   |   |
|    | h) Requests for leave of absence for classified personnel   | This was acceptable to the maker of the motion.             |
|    | i) Request to cancel leave of absence   |   |
|    | j) Requests for released time   |   |
|    | k) Requests for released time and travel expenses   |   |
|    | l) United States Postal Service Postage Expenditure for 2004-2005 School Year   | Consent Agenda Items 6(a-c, e-t) were approved unanimously. |
|    | m) General Statement of Assurance Authorization   |   |
|    | n) Establishment of 403(b) Accumulated Leave Plan   |   |
|    | o) Funding Proposals  |   |
|    | 1) Arizona Department of Education – Arizona School Nutrition-Healthy School Environment Model Team Nutrition Grant, Contracts ED04-0054-06 and ED04-0054-01, Catalina High Magnet School and Johnson Elementary School   |   |
|    | 2) Arizona Department of Education – Comprehensive School Reform Program for Cavett Elementary School   |   |
|    | p) Agreements   |   |
|    | 1) Amendment Number One to Intergovernmental Agreement between the Arizona Board of Regents, on behalf of the University of Arizona Department of Teaching and Teacher Education, and Tucson Unified School District for the Visiting Professor Program for the 2004-2005 School Year |   |

**ITEM**

**ACTION**

**CONSENT AGENDA (continued)**

- 6. p) Agreements (continued)
  - 2) Second Amendment to Lease Agreement for Space Located Within El Con Mall to be Utilized for Educational Purposes originally approved August 8, 2000, for the period June 1 – December 31, 2004, with authorization for the Director of Engineering and Planning to negotiate and execute the amendment
  - 3) Intergovernmental Agreement between Tucson Unified School District and Pima County for the Pima County Summer Elementary School-Based Recreation Program at Banks Elementary School
  - 4) Intergovernmental Food Services Agreement between Tucson Unified School District and the Arizona State Board of Education, 2005-2009, with authorization for the Director of Food Services to be the designated official for TUSD
  - 5) Memorandum of Agreement between Tucson Unified School District and Youth Corps of Southern Arizona (YCOSA) for Wilderness Leadership Training Program for At-Risk High School Students
- q) Award of Bids
  - 1) Bid No. 7140 – Office Supply Items for TUSD Warehouse Stock 2004-2005, awarded to Boise Office Solutions; Bye-Mo'r, Inc.; Corporate Express; Linsco, Inc.; Lofgreen's Office Products; National Business Products; National Art and School Supply; Office Depot BSD; Pyramid School Products; Quill Corporation; School Specialty; Standard Stationary Supply Co.; Valley Office Supply; Video Service of America; Vision Business Products; and Windtree Enterprises, Inc., in the amount of \$268,790.19

**ITEM**

**ACTION**

**CONSENT AGENDA (continued)**

- 6. q) Award of Bids (continued)
  - 2) Bid No. 7161 – Science Aids and Materials as Needed, awarded to A Daigger & Company, Inc.; Benz Microscope Optics Center, Inc.; Carolina Biological; Cynmar Corp.; Delta Biologicals; Educational Innovations, Inc.; Emcal Technical Sales, Inc.; ETA Cuisenaire; Fisher Scientific; Flinn Scientific; Frey Scientific Co.; Ghost Lighting; Nasco Modesto; Nebraska Scientific; Pasco Scientific; Sargent-Welch; Science Kit & Boreal Laboratories; Vernier Software & Technology; Wards Natural Science Est., Inc.; for 2004-2005 with the option to renew annually for a total time of contract not to exceed five successive fiscal years, in the amount of \$130,000 annually.
- r) Requests for Proposal (RFP)
  - 1) RFP No. 7148 – School Agendas/Planners as Needed, awarded to Premier Agendas, Inc.; School Mate; Alliance Publishing & Marketing, Inc.; Success by Design, Inc.; and Action Bindery, Inc.; a multi-term contract with renewal options through June 30, 2009, in the amount of \$75,000+ annually
  - 2) RFP No. COS – Combination Oven-Steamer Cooking Equipment and Related Services, for various school sites, awarded to Arizona Restaurant Supply for a maximum amount of \$1,979,840 over a three year period
- s) Minutes of Tucson Unified School District Governing Board Meetings
  - 1) Regular Meeting, March 9, 2004
  - 2) Special Meeting, March 30, 2004
  - 3) Special Meeting, March 31, 2004
  - 4) Special Meeting, April 13, 2004
- t) Ratification of salary and non-salary vouchers for the period beginning April 1, 2004, and ending April 30, 2004

Roger Pfeuffer recommended approval of the Consent Agenda.

**ITEM**

**ACTION**

CONSENT AGENDA (continued)

Adelita Grijalva requested that Consent Agenda Item 6(d) be pulled for separate consideration.

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| 6. d) Salary changes for classified personnel for the 2003-2004 school year | Adelita Grijalva moved approval of Consent Agenda Item 6(d), Bruce Burke seconded, approved unanimously. |
| Board member Adelita Grijalva asked for further information.                |  |
| Roger Pfeuffer provided information to the Board.                           |  |

ACTION ITEMS

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| 7. Proclamation of <i>School Nurse Day</i> , May 12, 2004, in Tucson Unified School District  | Adelita Grijalva read the proclamation as a motion to approve, Judy Burns seconded, approved unanimously. |
| Adelita Grijalva read the Proclamation.   |   |
| Board members commenting and/or asking questions were Adelita Grijalva and Joel Ireland.  |   |
| Roger Pfeuffer provided information to the Board.   |   |
| 8. Contracts for Superintendent Designee and Interim Superintendent   | Judy Burns moved approval, Bruce Burke seconded, approved unanimously.                                    |
| Joel Ireland stated that the two contracts are for the same person (Roger Pfeuffer) who is the Superintendent Designee until June 30 and then will become the Interim Superintendent. |   |
| Board members commenting were Judy Burns and Joel Ireland.  |   |
| 9. Letters of Assurance for the 2004-2005 School Year   | Bruce Burke moved approval, Adelita Grijalva seconded, approved unanimously.                              |
| a) Members of the Tucson Education Association (TEA) Bargaining Unit  |   |
| Roger Pfeuffer recommended approval.  |   |



**ITEM**

**ACTION**

ACTION ITEMS (continued)

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| 9.  | Letters of Assurance for the 2004-2005 School Year   | Bruce Burke moved approval, Adelita Grijalva seconded, approved unanimously.  |
|     | b) Certified and Classified Administrators   |   |
|     | Roger Pfeuffer recommended approval.   |   |
|     | c) District Exempt Administrators and Other Exempt Administrators  | Judy Burns moved approval of Letters of Assurance for District Exempt Administrators only, excluding Other Exempt Administrators; Mary Belle McCorkle seconded, approved unanimously. |
|     | Roger Pfeuffer recommended approval and provided clarification of the wording "Other District Administrators." |   |
|     | Board members asking questions and/or commenting were Judy Burns and Joel Ireland.                             |   |
|     | d) Psychologists   | Judy Burns moved approval, Adelita Grijalva seconded, approved unanimously.   |
|     | Roger Pfeuffer recommended approval.   |   |
|     | e) Research Project Managers   | Adelita Grijalva moved approval, Mary Belle McCorkle seconded, approved unanimously.  |
|     | Roger Pfeuffer recommended approval.   |   |
| 10. | Hearing Officer's Findings and Recommendation re: Level 4 Grievance  | Bruce Burke moved to approve the clarification of the Board's previous action as stated, Judy Burns seconded, approved unanimously.   |
|     | a) Take action to reconsider the previous action taken April 13, 2004  |   |
|     | b) Reconsideration of the matter.  |   |
|     | Roger Pfeuffer recommended reconsideration.  |   |

**ACTION ITEMS (continued)**

10. Hearing Officer's Findings and Recommendation re: Level 4 Grievance (continued)

Bruce Burke made the following motion, which Joel Ireland stated was clarification of the Board's previous action (of April 13, 2004):

*The Governing Board has received and considered the findings, conclusions and recommendations of the Hearing Officer. On April 13, 2004 the Board approved a motion accepting the findings, conclusions and recommendations of the Hearing Officer, thereby imposing a one- year suspension of Mr. Tselentis from his baseball coaching position. The Board subsequently became aware that it had failed to address the volleyball coaching position previously held by Mr. Tselentis and what would be the status of his eligibility for coaching positions following the conclusion of his one year suspension, and these matters are now being considered and clarified in light of the findings, conclusions and recommendations of the Hearing Officer. The Board therefore clarifies their position as follows:*

*A one-year suspension of Mr. Tselentis includes both his coaching position and his volleyball coaching, his baseball coaching position and his volleyball coaching position. Further, by referencing a one-year suspension, it was the board's intent that the suspension run through the conclusion of the 2003-2004 school year and that upon conclusion of that one-year suspension, Mr. Tselentis is eligible to apply for available extra duty coaching positions in both baseball and volleyball except at Sahuaro High School.*

*He is not guaranteed placement in any extra duty assignments.*

*Further, following the completion of the one year suspension, he may apply for any open coaching position and follow the normal hiring process for extra duty.*

*And finally, he is not to be considered for any coaching position at Sahuaro before the 2007-2008 school year.*

**ITEM**

**ACTION**

ACTION ITEMS (continued)

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| 11. Settlement Agreement – Ticknor v. TUSD<br><br>Roger Pfeuffer recommended acceptance.   | Mary Belle McCorkle moved approval, Adelita Grijalva seconded, approved unanimously.  |
| 12. Small Claims Court – Eddie Ramon Andrade, adv.<br><br>Roger Pfeuffer stated support for the recommendation forwarded.<br><br>Mary Belle McCorkle made the following motion:<br><br><i>I move to direct TUSD Legal Counsel to file suit against Eddie Andrade, William McKale and any other responsible party for property damage caused to a TUSD school bus.</i>                                | Mary Belle McCorkle moved approval of the motion as stated, Bruce Burke seconded, approved unanimously.                                     |
| 13. Resolution Agreement, OCR Case #08031251<br><br>Roger Pfeuffer recommended adoption.   | Adelita Grijalva moved adoption, Bruce Burke seconded, approved unanimously.  |
| 14. Administrative Appointments, Reassignments and Transfers<br><br>a) Principal, Tucson High Magnet School<br><br>Roger Pfeuffer recommended the appointment of Dr. Abel Morado as Principal of Tucson High Magnet School.<br><br>Board members commenting were Adelita Grijalva, Joel Ireland, Bruce Burke and Mary Belle McCorkle.<br><br>Senior Legal Counsel Jane Butler provided legal advice. | Mary Belle McCorkle moved approval, Bruce Burke seconded, approved 3-1. Adelita Grijalva voted no. Judy Burns was not present for the vote. |

**ITEM**

**ACTION**

14. Administrative Appointments, Reassignments and Transfers (continued)
- b) Interim Appointment of Patricia Lopez, Ed.D.
- Roger Pfeuffer recommended the appointment of Dr. Patricia Lopez for the position of Deputy/Chief Academic Officer. He clarified that this is an interim appointment.
- Board members commenting were Adelita Grijalva, Mary Belle McCorkle, Joel Ireland and Judy Burns.
- Judy Burns moved approval, Mary Belle McCorkle seconded, approved unanimously.

**STUDY/ACTION ITEMS**

15. Updates to *Student Rights & Responsibilities* pursuant to the requirements of OCR Agreement #08031156
- Roger Pfeuffer recommended adoption of the updates.
- Adelita Grijalva moved approval, Mary Belle McCorkle seconded, approved unanimously.
16. Recommendations of the Joint TUSD/TEA Task Forces
- a) Classroom Site Fund Plan (301) for 2004-2005
- Roger Pfeuffer provided a brief overview and recommended approval of the recommendation.
- Board member Joel Ireland commented.
- Bruce Burke moved approval, Adelita Grijalva seconded, approved unanimously.
- b) Underperforming Schools Task Force for 2004-2005
- Roger Pfeuffer recommended approval of the recommendation.
- Judy Burns moved approval, Adelita Grijalva seconded, approved unanimously.

**ITEM**

**ACTION**

**STUDY/ACTION ITEMS** (continued)

16. Recommendations of the Joint TUSD/TEA Task Forces
- c) Salary Task Force and Addendum to the 2003-2005 Consensus Agreement between Tucson Unified School District and Tucson Education Association
- Judy Burns moved approval, Adelita Grijalva seconded, approved unanimously.
- Roger Pfeuffer recommended approval of the recommendation.
- Board member Adelita Grijalva commented.
17. Annual Review of Administrative Regulation 1310 – *Rental of District Facilities and Equipment by Non-District Organizations and Individuals*
- Judy Burns moved approval, Mary Belle McCorkle seconded, approved unanimously.
- Roger Pfeuffer recommended approval and provided information that there were no changes recommended since the last review.
- Board members commenting and/or asking questions were Joel Ireland, Adelita Grijalva, Mary Belle McCorkle and Judy Burns.
18. Governing Board Policies
- a) Policy Code BG – *Board Policy Process*, with review of Regulation Code BGR – *Policy Development and Implementation Guidelines*
- Judy Burns moved approval, Mary Belle McCorkle seconded, approved unanimously.
- Roger Pfeuffer and Anna Rivera provided information, and Norma Johnson provided an overview of the policy process to the Board.
- Board members commenting and/or asking questions were Judy Burns, Adelita Grijalva, Joel Ireland, Mary Belle McCorkle

**ITEM**

**ACTION**

**STUDY/ACTION ITEMS (continued)**

18. Governing Board Policies
- b) Policy Code BGF – *Suspension/Repeal of Policy*  
Board member Judy Burns commented.
- Mary Belle McCorkle moved approval, Judy Burns seconded, approved unanimously.
- c) Policy Code CHD – *Administration in the Absence of Policy*
- Adelita Grijalva moved approval, Bruce Burke seconded, approved unanimously.
- d) Policy Code IKF – *Graduation Requirements*  
Roger Pfeuffer commented.  
Board member Adelita Grijalva commented.
- Bruce Burke moved approval of the policy with the addition as suggested by Joel Ireland of the insertion on page 3 of the word “*Graduation*” before “Classes 2005-2006;” Mary Belle McCorkle seconded, approved unanimously.
19. Process and timeline for Superintendent Search
- Roger Pfeuffer provided information to the Board.
- Board members commenting and/or asking questions were Joel Ireland, Mary Belle McCorkle, Bruce Burke, Judy Burns and Adelita Grijalva.
- Senior Legal Counsel Jane Butler provided legal advice.
- Judy Burns moved, as suggested by Joel Ireland, to have the Superintendent and whatever staff he believes is required to begin to do an RFP for a consultant, begin

**ITEM**

**ACTION**

STUDY/ACTION ITEMS (continued)

- 19. Process and timeline for Superintendent Search (continued) to examine consultants in preparation for a national search, and begin planning for the Superintendent search which would include a retreat for the Board; Adelita Grijalva seconded; approved unanimously.

ACTION ITEMS

- 20. Discussion of Unitary Status in the Fisher-Mendoza Case  
 Roger Pfeuffer and Jane Butler provided information to the Board.  
 Board members commenting and/or asking questions were Adelita Grijalva, Joel Ireland, Judy Burns and Bruce Burke.  
 Judy Burns moved for legal counsel to explore whether TUSD has reached partial or full unitary status under the Fisher-Mendoza stipulation of settlement, Bruce Burke seconded, approved unanimously.

REGULAR MEETING RECESSED – 9:10 p.m.

Approved this 24<sup>th</sup> day of June, 2004.

TUCSON UNIFIED SCHOOL DISTRICT NO. ONE

By



Judy Burns, Clerk, Governing Board

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Minutes\5-11-04Regular